

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RICHARD SULLIVAN,

Plaintiff(s),

CASE NO. c-10-01233 PVT

v.

SMURFIT STONE CONTAINER CORP.

Defendant(s).

STIPULATION AND [PROPOSED]
ORDER SELECTING ADR PROCESS

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- Non-binding Arbitration (ADR L.R. 4)
- Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

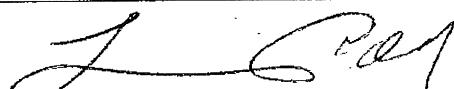
Private ADR (please identify process and provider) Mediation; Barry Winograd

The parties agree to hold the ADR session by: June 21, 2010

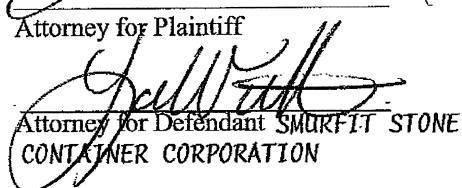
the presumptive deadline (*The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.*)

other requested deadline _____

Dated: May 26, 2010


Attorney for Plaintiff

Dated: 5/26/10


Attorney for Defendant SMURFIT STONE
CONTAINER CORPORATION

Dated: _____

Attorney for Defendant FRITO-LAY NORTH
AMERICA, INC. and FRITO-LAY, INC.
and PEPSICO, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RICHARD SULLIVAN,

CASE NO. c-10-01233 PVT

Plaintiff(s),

v.

SMURFIT STONE CONTAINER CORP.

STIPULATION AND {PROPOSED}-
ORDER SELECTING ADR PROCESS

Defendant(s).

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- Non-binding Arbitration (ADR L.R. 4)
- Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

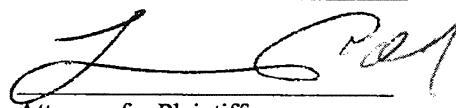
Private ADR (please identify process and provider) Mediation; Barry Winograd

The parties agree to hold the ADR session by: June 21, 2010

the presumptive deadline (The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)

other requested deadline _____

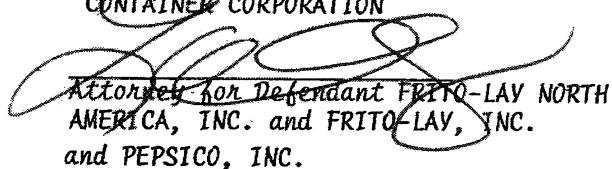
Dated: May 26, 2010


Attorney for Plaintiff

Dated: _____

Attorney for Defendant SMURFIT STONE
CONTAINER CORPORATION

Dated: May 27, 2010


Attorney for Defendant FRITO-LAY NORTH
AMERICA, INC. and FRITO-LAY, INC.
and PEPSICO, INC.

When filing this document in ECF, please be sure to use the appropriate ADR Docket Event, e.g., "Stipulation and Proposed Order Selecting Early Neutral Evaluation."

{PROPOSED} ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

Non-binding Arbitration
Early Neutral Evaluation (ENE)
Mediation
xxPrivate ADR

Deadline for ADR session

90 days from the date of this order.
other

IT IS SO ORDERED.

Dated: 6/10/10



UNITED STATES MAGISTRATE JUDGE
DISTRICT